

SWEET HOME CITY COUNCIL  
MEETING MINUTES

August 09, 2016

Mayor Gourley called the meeting to order at 7:30 p.m. in the Jim Riggs Community Center. The Pledge of Allegiance was given.

Staff Present: City Manager Pro Tem Christy Wurster, City Attorney Robert Snyder, Finance Director Pat Gray, Library Services Director Rose Peda, Police Chief Jeff Lynn, Public Works Director Mike Adams, and Recording Secretary Julie Fisher

Registered Visitors: Linda Iljin, Pam Barbee, Katrina Crabtree, Ken Bronson, Jo Ann McQueary, Dick Knowles, Lisa Gourley,

Media: Sean Morgan, The New Era

Roll Call:	Councilor Gerson	P	Councilor Mahler	P
	Councilor Goble	P	Councilor Trask	P
	Councilor Goodwin	P	Councilor Underwood	P
	Mayor Gourley	P		

Approval of City Council Meeting Minutes: **Councilor Goodwin made a motion to approve the July 26, 2016 City Council Meeting Minutes as submitted with Councilor Mahler seconding. Question was called and the motion passed with 7 ayes, 0 opposed, and 0 absent.**

Old Business: None

Recognition of Visitors & Hearing  
of Petitions

Jo Ann McQueary  
570 West Holley  
Sweet Home, OR 97386

Jo Ann McQueary introduced herself and presented the Rural Linn County Economic Development Plan Proposal. Ms. McQueary talked about the Ford Family Foundation who serves rural communities in Oregon and Siskiyou County, California. The Foundation serves as a granting foundation for rural communities and provides scholarships. A division of the Foundation is the Institute for Community Building which founded the concept of teaching rural communities leadership skills through the Ford Leadership Institute Program. Our area has been served by the Foundation since 2005, investing over \$500,000.00 in human capital. The cohorts were taught how to do a project, how to build consensus, how to work in groups and effectively as organizations, how to write grants and how to secure those grants, as well as all of the components needed to fuel projects within the community.

Regional needs were assessed and from that a “Go Team” was formed. Those contributors are listed on the cover page of the Rural Linn County Economic Development Proposal. Page 19 lists those things that are important to our region as identified through the Livability Initiative and the Lebanon Visioning Process, and the priority that kept coming to the top: jobs and the economy. The proposal identifies the same priorities that the City Council has identified.

Ms. McQueary asked that Council review the proposal and that it be an agenda item for the August 23, 2016 City Council meeting for feedback and thoughts.

New Business:

Public Input – New City Council  
Start Time – 6:30 pm

Mayor Gourley suggested an earlier start time for future Council meetings. He asked for public input on a start time of 6:30pm.

Pam Barbee  
4414 Live Oak Street  
Sweet Home, OR 97386

Pam Barbee stated she thought 6:30pm was a great time.

Councilor Goodwin asked for feedback from staff. Finance Director Pat Gray and Police Chief Jeff Lynn both preferred a 6:30pm start time.

City Attorney Robert Snyder will work on an Ordinance revision to reflect a 6:30pm start time for future meetings.

Request for Council Action –  
Video Conferencing  
Intergovernmental Agreement  
with Linn County

Finance Director Pat Gray introduced the Request for Council Action for Video Conferencing Intergovernmental Agreement with Linn County. Finance Director Gray explained video arraignment will be more convenient and will avoid having the police officers shuttling clients back and forth from court to wherever they are being held. This will be a cost savings of the overtime cost occurred for transports which was \$7,497.85 last year. The poly-com equipment needed has already been purchased and is portable so it can be taken to the new facility when court moves to the Police Department.

**Councilor Trask made a motion to move the item to Legislation with Councilor Goodwin seconding. The item was moved to Legislation where it would be handled as Resolution No. 21 for 2016.**

Request for Council Action –  
Local Tax on Retail Marijuana  
Sales

City Attorney Snyder introduced the Request for Council Action on local tax on retail marijuana sales. The first and second reading of both ordinances and the resolution occurred during a special meeting on August 1, 2016, this

is for the third and final reading of those items and Roll Call Vote. City Attorney Snyder explained this measure would be on the November election. If the two bans on marijuana fail in Sweet Home, then recreational marijuana items sold by a licensed retailer in the City of Sweet Home may be taxed with a majority vote up to three percent.

City Attorney listed small changes correcting spelling and format from the original ordinance and a clarification that this tax does not apply to retail sales of medical marijuana. In dealing with fraud or non-payment of taxes, it will be treated as a misdemeanor instead of a violation under state law. City Attorney Snyder closed by stating that if there is a prohibition on either medical or recreational marijuana then no tax may be collected under the ten percent state or three percent local tax.

Councilor Goodwin questioned if we have to pass the tax measure in the November Election or if we can wait until after the voters decide whether to allow medical and recreational marijuana in the City of Sweet Home. City Attorney Snyder stated that the issue has to be decided during a general election so the opportunity would not be available again for two years. Councilor Goodwin stated he did not feel a tax should be imposed until the voters decided if they will allow marijuana at all. Councilor Goodwin is concerned that voters will see the tax as a reason to vote to allow recreational marijuana; he added he would rather not have the tax and rather not have the sales.

**Councilor Trask made a motion to move the item to Legislation with Councilor Goodwin seconding. The item was moved to Legislation where it would be handled as Ordinance Bill No. 2 for 2016, Ordinance Bill No. 3 for 2016, and Resolution No. 20 for 2016.**

Councilor Underwood asked if the money could be moved during budget to the Police Department. Finance Director Gray stated that it could.

## Legislation

Ordinance Bill No. 2 for 2016 – Ordinance No. 1251 – An Ordinance Establishing a Marijuana Sales Tax with Expediency Clause and Declaring an Emergency.

City Manager Pro Tem Christy Wurster ready by Title only Ordinance Bill No. 2 for 2016 – Ordinance No. 1251 – An Ordinance Establishing a Marijuana Sales Tax with Expediency Clause and Declaring an Emergency.

**Councilor Trask made a motion to approve Ordinance Bill No. 2 for 2016 – Ordinance No. 1251 – An Ordinance Establishing a Marijuana Sales Tax with Expediency Clause and Declaring an Emergency with Councilor Goodwin seconding.**

### **Roll Call Vote:**

**Mayor Gourley - Aye  
Councilor Gerson - Aye  
Councilor Mahler - Aye  
Councilor Trask - Aye  
Councilor Underwood - Aye  
Councilor Goble - Aye  
Councilor Goodwin - No**

**Motion passed with 6 Ayes, 1 Opposed and 0 Absent.**

Ordinance Bill No. 3 for 2016 – Ordinance No. 1252 – An Ordinance Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer and Referring Ordinance with Expediency Clause and Declaring an Emergency.

City Manager Pro Tem Christy Wurster read by Title only Ordinance Bill No. 3 for 2016 – Ordinance No. 1252 – An Ordinance Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer and Referring Ordinance with Expediency Clause and Declaring an Emergency.

**Councilor Trask made a motion to approve Ordinance Bill No. 3 for 2016 – Ordinance No. 1252 – An Ordinance Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer and Referring Ordinance with Expediency Clause and Declaring an Emergency.**

### **Roll Call Vote:**

**Councilor Gerson - Aye  
Councilor Mahler - Aye  
Councilor Trask - Aye  
Councilor Underwood - Aye  
Councilor Goble - Aye  
Councilor Goodwin - No  
Mayor Gourley - Aye**

**Motion passed with 6 Ayes, 1 Opposed and 0 Absent.**

Resolution No. 20 for 2016 – A Resolution Approving Referral to the Electors of the City of Sweet Home the Question of Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer within the City of Sweet Home.

City Manager Pro Tem Christy Wurster read by Title only Resolution No. 20 for 2016 – A Resolution Approving Referral to the Electors of the City of Sweet Home the Question of Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer within the City of Sweet Home.

**Councilor Trask made a motion to approve Resolution No. 20 for 2016 – A Resolution Approving Referral to the Electors of the City of Sweet Home the Question of Imposing a Three Percent Tax on the Sale of Marijuana Items by a Marijuana Retailer within the City of Sweet Home.**

**Roll Call Vote:**

**Councilor Mahler - Aye  
Councilor Trask - Aye  
Councilor Underwood - Aye  
Councilor Goble - Aye  
Councilor Goodwin - No  
Mayor Gourley - Aye  
Councilor Gerson - Aye**

**Motion passed with 6 Ayes, 1 Opposed and 0 Absent.**

Resolution No. 21 for 2016 – A Resolution Concerning Video Court Appearance Agreement between Linn County and the City of Sweet Home.

City Manager Pro Tem Christy Wurster read by Title only Resolution No. 21 for 2016 – A Resolution Concerning Video Court Appearance Agreement between Linn County and the City of Sweet Home.

**Councilor Trask made a motion to approve Resolution No. 21 for 2016 – A Resolution Concerning Video Court Appearance Agreement between Linn County and the City of Sweet Home. Question was called and the motion passed with 7 Ayes, 0 Opposed and 0 Absent.**

**Council Reports**

Councilor Goodwin stated he felt there is a lack of respect, trust and openness among Council. Councilor Goodwin added that the Council needs to rebuild public trust. Councilor Goodwin stated the Council does not work together and they need to rebuild trust in each other and gain trust from the community. Councilor Goodwin warned about passing notes to each other during Council meetings in regards to Public Meeting Laws.

Mayor Gourley stated if he writes a personal note to himself then it is not subject to Public Meeting Laws.

City Attorney Snyder corrected Mayor Gourley and stated any note written during a public meeting is subject to Public Meeting Laws and public inspection.

*Committee Reports:*

Administration & Finance	Mayor Gourley stated the Administration and Finance Committee is still exploring the possibility of combining several committees. Each member of Council is to reach out to the committees they are assigned to and discuss the possibilities.
Property Committee	Councilor Goodwin stated there will be a Property Committee Meeting immediately following City Council.
Public Safety	None
Public Works	None

*City Boards/Committees:*

Chamber of Commerce

Katrina Crabtree  
Executive Director  
Sweet Home Chamber of  
Commerce and Visitors  
Center

Katrina Crabtree announced the Movie in the Park event at 8:30pm on Thursday, August 11, 2016 and reminded everyone of the Community Health Fair on August 20<sup>th</sup> from 10am until 2pm.

None

Fire District

Park Board

Councilor Trask announced the Open House at Sankey Park went well to receive input on the Sankey Park Concept Plan. The students from the Community Planning Workshop will continue to gather input at the Movies in the Park event on Thursday, August 11<sup>th</sup>.

None

Traffic Safety

None

Tree Commission

None

Y.A.C.

*Regional Boards/Committees:*

Area Commission on  
Transportation (ACT)

None

COG

None

Solid Waste Advisory  
Council (SWAC)

None

Ad Hoc  
Committee/Community  
Health Care

Katrina Crabtree gave an update on the Community Health Fair Event scheduled for August 20, 2016 from 10am to 2pm with a Health Walk that starts at 9am. Ms. Crabtree announced over 30 vendors are registered. Councilor Mahler added that donations will still be accepted to give as prizes and help setting up tables and chairs on Friday evening, August 19, 2016, would be appreciated.

Mayor’s Report

Mayor Gourley announced that he only received a few complaints about the Oregon Jamboree and is working on concerns from citizens about a “dry-out” area for sobering up and a few sanitation issues.

City Manager’s Report

City Manager Pro Tem Wurster updated the Council on the City Manager recruitment process noting that nine applications have been received so far and the recruitment ends August 12, 2016 at 5pm. CM Pro Tem Wurster stated applications for City Council are being accepted for the November Election until August 30<sup>th</sup>. CM Pro Tem Wurster suggested the Executive Session scheduled for August 23<sup>rd</sup> to review candidates to interview for the City Manager position be moved to either the 24<sup>th</sup> or 25<sup>th</sup> to allow for more time. The consensus of the Council was to schedule the Executive Session for August 24, 2016 at 6pm.

Department Directors Reports:

Finance Director                      None

Library Director                      None

Planning Services  
Manager                                  None

Police Chief

Police Chief Jeff Lynn handed out statistic updates showing the call load slightly down from last year and Part 1 Crimes significantly down by 42.58%. Chief Lynn said the Emergency Management Planning Team has met with Cindy Rice who is seeking grant funds to supply emergency kits to local residents through Sweet Home Emergency Ministries (SHEM). Chief Lynn stated the Emergency Management Planning Team is also looking at ways to power the Jim Riggs Community Center to be able to provide services during an emergency. Chief Lynn reported the Bike Patrol is out an about during the summer months as staffing allows. The Bike Patrol is watching for and rewarding kids who are wearing helmets as

part of bike safety awareness. Free helmets are available at the Police Department for kids who do not have them. Chief Lynn added that he will have figures to review for Municipal Court Relocation at the next Council meeting.

Public Works

Public Works Director Adams announced August 17, 2016 at 7pm in the City Hall Annex the Project Advisory Committee will meet for the first time in regards to the Economic Opportunity Analysis. Council assigned Councilor Mahler and Mayor Gourley to attend those meeting. PWD Adams stated it will tie in nicely with the Council Goals discussed earlier and the Rural Linn County Economic Development Proposal.

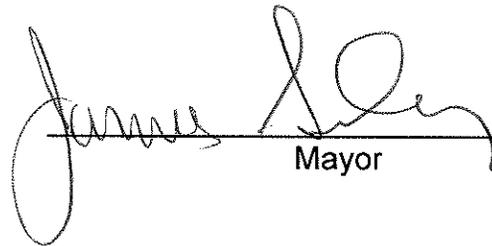
City Attorney

No Report

Adjournment:

With no further business the meeting adjourned at 8:32 p.m.

The foregoing is a true copy of the proceedings of the City Council at the August 09, 2016 regular City Council Meeting.



\_\_\_\_\_  
Mayor

ATTEST:



\_\_\_\_\_  
City Manager Pro Tem – Ex Officio City Recorder